

COUNCIL KNOCKS OUT CIGARETTES ENTIRELY

Ordinance Revamped Last Night to Prohibit Sale After January 1.

CAN'T GIVE 'EM AWAY

Public Health Preservation Urged as Reason for Drastic Measure.

The City Council last night reversed a figure of speech and drove a "coffin nail" itself in the hopes of the cigarette dealer and smoker. Not satisfied with the passage of a high revenue tax on the sale of cigarettes in Columbia and other such half-way measures, the council adopted the extreme measure of forbidding the sale or giving away of cigarettes altogether. Public health was assigned as the reason for the action, and the vote on the ordinance was unanimous.

The ordinance is to go into effect at noon, January 1, 1916. The penalty affixed makes the sale of cigarettes and cigarette papers a misdemeanor punishable by a fine of not more than \$100 or an imprisonment of not more than thirty days or by both such fine and imprisonment.

The council first repealed the blanket revenue ordinance which was passed Monday night. Then the ordinance was repassed with the cigarette clause omitted.

Tax on Insurance Agents.
An amendment taxing itinerant insurance agents was presented by Councilman O. D. Kellogg but was withdrawn after it was shown by City Attorney Starrett that such a clause was already embodied in the ordinance.

After the passage of the blanket revenue ordinance, the anti-cigarette ordinance was read by City Clerk J. S. Bicknell. The council had been warned of the questionable legality of the ordinance in a talk at the opening of the session by Lakenan Price, the ordinance having been drawn by City Attorney George S. Starrett and Attorney Price at the request of Mayor J. M. Batterton.

Councilman W. D. Shaw talked against the sale of cigarettes, saying that it was the city's duty to pass a bill which would abolish their sale entirely, not as a protection to those who already used them but as a safeguard for the boys of Columbia and as an aid to their parents.

Columbia's Duty, He Says.
Councilman Percy Klass stated he thought it was the moral duty of the City Council as a body representative of the people of Columbia to pass such an ordinance for public health. He said that the eyes of all of the people of the state were turned upon the city because of the location of the University here and that it was Columbia's duty to take this step as the leader of a movement which would be state wide within a few years. If the ordinance was illegal, he continued, it would be an indication of the feeling of the City Council anyway and would no doubt be the foundation of a movement which would be successful.

Mayor Batterton spoke in favor of the ordinance and expressed the opinion that even though the ordinance was declared illegal in court, the council would be losing in a righteous cause, and that there was also a great possibility that the ordinance was not illegal.

Other talks were made by Hugh Moore, Judge Rowland of the Boone County Court, Councilmen Virgil Hawkins and Davis and City Attorney Starrett. The bill was then read for passage. Councilman Kellogg stated that he was not entirely in sympathy with the bill, being more impressed with the high tax upon the sale of cigarettes. But since the council had decided to repeal the tax he said that he would vote for the passage of the anti-cigarette ordinance to make it unanimous.

Passed by Unanimous Vote.
The ordinance was given final reading and passed by a unanimous vote of the council. The ordinance in full, as passed, is as follows:

Text of the Ordinance.
A bill to enact an ordinance entitled "An ordinance declaring the selling or giving away of cigarettes and cigarette papers in the City of Columbia, Mo., to be dangerous and detrimental to public health and obnoxious to the health of the inhabitants of said city and declaring the same to be a nuisance, providing for the abatement thereof and repealing all ordinances and parts of ordinances in conflict therewith."
Be it ordained by the City Council of Columbia, as follows:
Section 1.—The selling or giving away of cigarettes or cigarette papers in the City of Columbia, Mo., is hereby declared to be dangerous and detrimental to public health and obnoxious to the health of the inhabitants of said city, and is declared to be a nuisance.

health and obnoxious to the health of the inhabitants of said city, and is declared to be a nuisance.

Section 2.—It shall be unlawful for any person in the City of Columbia to sell or give away to any other person cigarettes or cigarette papers, and any person violating any of the provisions of this ordinance or committing any of the acts herein declared to be unlawful shall, for each offense, be deemed guilty of a misdemeanor and upon conviction be punished by a fine not exceeding \$100 or by imprisonment not exceeding thirty days, or by both such fine and imprisonment.

Section 3.—The provisions of this ordinance shall not go into effect until January 1, 1916, at 12 o'clock noon.

Section 4.—All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Passed and approved this 28th day of October, 1915.

(Signed) J. M. BATTERTON,
President and Mayor.

"SAVE THE YOUNG," SAYS MAYOR

J. M. Batterton Not Trying to Reform Confirmed Smokers.

"I called the special meeting of the City Council last night for fear somebody would pay the \$250 license for selling cigarettes," said Mayor J. M. Batterton today.

The mayor favors the total abolition of the sale of cigarettes, claiming they are a detriment to the health of boys. He said that under an increased license there would be some who would pay the tax, thereby keeping the total sale about the same. It is the harm that is done to young men and boys that the councilmen were trying to prevent.

When asked as to the likelihood that people would send out of town for cigarettes, Mr. Batterton replied that he was making no effort to save the confirmed user of cigarettes. He said that the possibility of some person starting a cigarette stand at the edge of town was not a cause of worry, as the council had the support of the County Court.

The mayor said that he had never smoked cigarettes.

KREISLER HERE FOR CONCERT

Violinist Tells of War Experience—Supports 43 Orphan Children.

Mr. and Mrs. Fritz Kreisler are supporting forty-three orphan children in Austria. The noted violinist told the story of his war experiences at the Athens Hotel today. He had just arrived to give a concert at the University Auditorium tonight.

"When the war started," he said, "I was in Switzerland taking a health cure. I immediately went to Austria and within a week I was at the front. Mrs. Kreisler, who is an American girl, desired to follow me and joined the Red Cross Nurses. She served at the front and in the hospitals at Vienna. Her sympathy for the wounded soldiers, and her desire to relieve their anxiety regarding their children, led her to promise to care for the children of eleven of the soldiers. These children are now in the hands of relatives and Mrs. Kreisler sends \$800 a month to Austria to pay for their support."

MISS COCHRAN CHOSEN QUEEN

Columbia Girl and Dean Will Lead Grand March at Barnwarming.

Miss Mary E. Cochran, daughter of Mr. and Mrs. W. H. Cochran, 1312 Bass avenue, was elected Harvest Queen by the students of the College of Agriculture last night. At the



Miss Mary E. Cochran.

barnwarming tonight at Rothwell Gymnasium, she, with Dean F. B. Mumford, will lead the grand march after which she will be enthroned and crowned with a wreath.

Miss Cochran is a brunette, somewhat under the average height. Her attractiveness is in inverse proportion to her height.

C. H. S. Leads End of First Half

Columbia High School led Sedalia High School at the end of the first half this afternoon by a score of 13 to 8. Both teams made touchdowns in the first quarter, but Columbia alone scored in the second session.

Curators Meet Here Tomorrow

Dr. J. C. Parrish of Vandalla will arrive this evening to attend a meeting of the Executive Board of the curators of the University here tomorrow.

23 KANSAS AGGIES READY FOR TIGERS

Coach John Bender, Who Beat Missouri Twice, Promises "Interesting Game."

"HONORS" AT STAKE

Loser in Tomorrow's Contest Will Be Cellular Champions of Valley.

Twenty-three Kansas Aggies arrived in Columbia this afternoon for their game tomorrow with the Tigers.

"I think we will make things interesting for Missouri," was the only comment Coach John Bender had to make of the game. The Aggies have gained renewed confidence since their showing against Kansas last Saturday.

Bender is an old Nebraska star, but is best known here as the coach of St. Louis University in 1909, '10, '11 and '12. His team defeated Missouri in 1910 by a score of 3 to 0. In 1911 they repeated by a score of 5 to 0, when one of the St. Louis ends grabbed a Missouri fumble and ran 65 yards for a touchdown. The Tigers outplayed them, however, in that game.

The Tigers downed the Aggies in 1909 in one of the hardest fought games the undefeated 1909 team ever played. It was a field goal by "Ted" Hackney that won for Missouri. Last year Missouri won, 13 to 3.

Bender Quoted as "Confident"

While Bender had little to say here in regard to the game's outcome, a news dispatch from Manhattan quotes him as saying that he is confident his men will be victorious "in spite of the fact that the Farmer eleven, with its average weight of 163 pounds, is lighter than it has been in ten years."

The Kansas game disclosed several stars in the Manhattan team. Randells and Captain Skinner, ends, are said to be two mighty fast wing players. It was Randells who ran through the K. U. team for the touchdown last Saturday. Sullivan at quarter is one of the Aggies' best. Hartwig is good at punting and forward passing and Bayler, a big tackle, is said to be a regular "bear."

The loser in tomorrow's contest can claim the cellular championship of the Missouri Valley Conference. Neither team has won a conference game. Nebraska and Kansas defeated the Aggies, while Washington and Amos took Missouri's measure.

Schulte Announces Tiger Lineup

Coach Schulte announced today the way the Missouri team probably would start in the game, which, with the advance lineup from Manhattan, will make the two teams look something like this:

MISSOURI	KAN. AGGIES
Speelman, le.....re, Skinner	
Groves, lt.....rt, Bayer	
Muir, lg.....rg, Moore	
Hamilton, c.....c, Wright	
Preston, rg.....lg, Baird	
McAnaw, rt.....lt, Doderill	
Clay, re.....le, Randells	
Klein, qb.....qb, Sullivan	
Collins, lb.....rh, Barnes	
Pittam, rh.....lh, McGalliard	
White, rb.....fb, Hartwig	

The Tiger lineup, of course, is subject to many changes. Reppy, Giltner, Rider, Wyatt and McMillan may be used at the halves, Rutledge will probably get in at quarter, Hocker may be used at end and Van Dyne may be given another chance at his old tackle position. He was put back on the Varsity squad this week. He is regaining his old aggressiveness.

The officials will be: Referee, E. C. Quigley, the youngest umpire in the National League; umpire, Gus Graham of Michigan; head linesman, Ed Cochrane, sporting editor of the Kansas City Journal. The game will start at 3 o'clock.

J. P. MORGAN IS OPERATED ON

Financier Guards Against Recurrence of Appendicitis.

By United Press.
NEW YORK, Oct. 29.—J. P. Morgan was operated upon at noon today for appendicitis and it is reported that he is resting easily. The attack was only mild, but the operation was decided as a preventive against the recurrence of the malady.

St. Louis Ad Club Elects Oberwinder

J. F. Oberwinder of the D'Arcy Advertising Company of St. Louis, well known in Columbia, was elected first vice-president of the Advertising Club of St. Louis at its annual banquet yesterday.

RESISTANCE IS FIERCE BUT TEUTONS PUSH ON

Berlin Says Serbs Fight Harder Than Belgians, but Fall Back.

BULGARS TAKE PIROT

Station on Railway Thirty-Five Miles From Nish Falls Today.

By United Press.

BERLIN, Oct. 29.—The Serbian resistance is "fierce than the Belgians" but is collapsing under the Teutonic waves, according to an official statement made today. Official bulletins from Sofia state that the Bulgarians have occupied the Serbian fortress of Pirot.

Pirot is thirty-five miles southeast of Nish on the Nish-Saloniki railroad. The Austro-German drive through the Morava valley is advancing west of Lopoovo station toward Kragujevac, an important position.

DR. ELY HEARS OF AUNT'S DEATH

Writes to Leon Ardroni for News of Turkish Atrocities.

ARMENIAN RELIEF FUND

Previously acknowledged.....\$128.00
Anonymous 5.00

Total\$133.00

After reading the interview with Leon Ardroni, instructor in economics in the University, published in Sunday's Missourian, Dr. Richard T. Ely, professor of political economy in the University of Wisconsin, has written to Mr. Ardroni for further details of the death of his aunt, Miss Charlotte Ely, one of the American missionaries who was shot by the Turks in Armenia. Doctor Ely writes that he had heard of the death of his aunt, but had learned no details.

A letter has been received by Mr. Ardroni from H. E. Knapp of New York City asking for details of the shooting of George Knapp, another missionary in Armenia.

Mr. Ardroni's information came through the Russian mails. The information given out by the State Department came from Turkey and the fact that the missionaries were shot was probably withheld from the American ambassador, Mr. Ardroni says.

Mr. Ardroni is attempting to get full and absolutely reliable reports of the murder of American missionaries in Armenia, to transmit to the State Department at Washington.

Aid may be rendered the stricken Armenians by sending a contribution to the University Missouri Relief Fund. One dollar will keep a family a week. The money will be forwarded to the Committee on Armenian Atrocities, in New York, for distribution among the most needy of the 900,000 Armenians surviving the massacres. Make checks payable to the Armenian Relief Fund.

CADET ALLIES SEEK TRUCE

At Least Part of Retreating Welch Scholars May Return.

The allied forces of the cadet corps of the University Military Academy, demoralized since the student body of nine boys left the school Tuesday, are seemingly concentrating for a move on Columbia to effect a truce with Colonel J. B. Welch, owner of the school.

Diplomatic notes, explaining the situation, have been sent to the boys' parents by Colonel Welch. Last night Lewis Buschmann came from St. Louis, but after a conference with authorities at the front this morning said that he and his brother, Henry, would probably not return to school in Columbia.

Columbia friends of P. T. Moreau of Kansas City and Morgan Moore of Eureka, Kan., received word from the boys this morning that they would be in Columbia tomorrow to make use of their activity tickets for the Tiger-Aggies football game.

Mrs. C. H. Trowbridge of Hannibal left yesterday with her grandson, the last of the cadets to leave Columbia. She said that he would not return to school.

Colonel Welch and Commandant R. S. Ramey are still maintaining a rigid news censorship.

Y. W. C. A. to Aid Missionary

The Y. W. C. A. yesterday pledged about \$70 toward the support of Miss Myra Withers, a Y. W. C. A. traveling secretary in India. The members who were not present will be seen and asked to contribute.

THE WEATHER.

For Columbia and vicinity: Fair tonight and Saturday; not much change in temperature.

For Missouri: Fair tonight and Saturday; not much change in temperature.

Weather Conditions

The weather continues more or less unsettled in Southern Canada, the East Atlantic and off the South Pacific coast. On the other hand in the United States fine weather prevails from coast to coast, save Florida, New York, Pennsylvania and New England.

Precipitation of the last 24 hours was unimportant.

Temperature values are remarkably uniform in all sections.

As no marked changes have occurred in the general arrangement of atmospheric pressures, no immediate local weather changes are expected.

Local Data.

The highest temperature in Columbia yesterday was 77 and the lowest last night was 41; precipitation, .00; relative humidity 2 p. m. yesterday, 56 per cent. A year ago yesterday the highest temperature was 90 and the lowest 34; precipitation, .00.

The Almanac.

Sun rose today, 6:33 a. m. Sun sets, 5:12 p. m.

Moon rises, 10:05 p. m.

The Temperatures Today.

7 a. m.....41	11 a. m.....66
8 a. m.....48	12 m.....70
9 a. m.....55	1 p. m.....73
10 a. m.....60	2 p. m.....76

BRIAND TAKES CHARGE

French President Asks Former Premier to Name New Cabinet.

By United Press.

PARIS, Oct. 29.—President Poincare today accepted the resignation of Premier Viviani. He simultaneously accepted the resignation of the entire French cabinet, which was announced yesterday.

Upon accepting the resignations, the president immediately asked former Premier Aristide Briand to form a new ministry. A conference with the prospective candidates for portfolios is to be held this afternoon.

Indications at present point to Briand not only as the next Premier, but also as foreign minister in the new cabinet to be formed.

MRS. PAINTER HEADS D. A. R.

Wife of Lieutenant-Governor Elected While Attending Sick Mother.

Mrs. William R. Painter of Carrollton, wife of Missouri's lieutenant-governor, was elected state regent of the Daughters of the American Revolution at the closing session yesterday of the three days' conference in St. Louis. Mrs. Painter was at the bedside of her sick mother and was notified of her election by telephone. She defeated Mrs. Herbert Owen of St. Joseph for the office by sixteen votes.

The other officers elected are: Vice-regent, Mrs. Arch McGregor of Springfield; state historian, Mrs. Robert Withers of Liberty; register, Mrs. Andrew Ellison of Kirksville.

The convention unanimously passed a resolution endorsing President Wilson's policy on preparedness and one providing that a replica of the Boon's Lick tablet be placed in the new Missouri capitol. It voted down a resolution commending the women's section of the Navy League.

The 1916 conference will be held at Louisiana.

HENRY D. BOWSER IS DEAD

Stomach Trouble Fatal to Columbian, 36 Years Old.

Henry D. Bowser, 36 years old, who for a number of years was employed by the Campbell and Alexander book store, died at the home of his brother, Claud Bowser, in East Highlands addition at 7:15 o'clock this morning. Stomach trouble was the cause of his death.

Mr. Bowser had been in poor health for several years, having spent last winter in Carthage, Mo., thinking the change would benefit him. He returned to Columbia last June.

He is survived by his wife, Mrs. Louise Bowser, whom he married sixteen years ago; his mother, Mrs. Emma Bowser of Columbia; two brothers, Claude and Lawrence Bowser; four sisters, Mrs. Kenneth Kemper, Mrs. Fred Forsee, Mrs. Thomas Biddle, all of Columbia, and Mrs. Robert Wright of Mexico, Mo.

Three Speakers at Tonight's Meeting.

Prof. J. A. Gibson, Robert Simpson and Coach H. F. Schulte will speak at the student mass meeting tonight, to be held just south of the Columns. A row of electric lights has been set up at the foot of the mounds.

Flint Sixth Cross-Country Man.

J. H. Flint won a five-mile race yesterday afternoon, held over the regular course, to determine the sixth man to complete the cross-country team that will go to Lawrence to the conference meet November 13. Symon, B. Kline, V. Kline, Lange and Fowler are the other members of the team.

BUFORD ACT ARGUED IN SUPREME COURT

Mandamus Suit Against Curators of the University Is Submitted.

DECISION IN MONTH

Constitutionality of Law Questioned by Attorneys Barnett and Yeater.

The Board of Curators may expect a decision in four or five weeks on the mandamus suit brought against it in the State Supreme Court by Harry T. Heimberger, to compel the board's compliance with the Buford Act passed by the last State Legislature. The case was argued and submitted in the Supreme Court en banc at Jefferson City yesterday. Frank H. Farris and Judge C. C. Bland of Rolla appeared for Heimberger, and Orville M. Barnett and Charles E. Yeater of Sedalia, a former curator, for the board.

The suit seeks to compel the Board of Curators to establish new courses in electrical, mechanical and chemical engineering and grant corresponding degrees in the School of Mines and Metallurgy, a division of the University at Rolla, as directed by the Buford Act.

Would Duplicate Work.

The curators had declined to apply the law, pending a decision in the courts on its constitutionality. As a further reason for their action, they pointed out that no appropriation was made by the Legislature for the new courses authorized by the Buford Act and that such courses at Rolla would cause needless expense by duplicating work already offered in the divisions at Columbia.

It was contended on their behalf at Jefferson City yesterday that the board is clothed with the authority to govern the University and prescribe courses of study. Various federal and state statutes, under which the institution was created, were cited in support of this contention.

Contention of Rolla Men.

The case was brought to an issue by citizens of Rolla, in the name of Heimberger, as that of a student seeking to take advantage of the opportunities offered by the Buford Act and prevented from so doing by the failure of the curators to comply with the law.

The Rolla attorneys, in presenting their case to the Supreme Court, held that if the Buford Act is constitutional, its effect, for good or ill, cannot enter into the disposition of the case by the court. It was argued that the Legislature alone is responsible for the evil effects if any should follow the law's enforcement.

LUNCH ROOM BURNS AGAIN

L. Bender, Former M. U. Student, Suffers Loss of \$250.

The small lunch room just west of the postoffice on Broadway was almost destroyed by fire about 5 o'clock yesterday afternoon, for the second time in its history. The lunch room is owned by Louis Bender, a former student in the School of Journalism of the University. The other fire was a year ago last September.

Philip Evans, who is employed by Bender, had stepped out the room at the time, leaving a gasoline stove burning. When he returned the corner of the building, where the stove stood, was ablaze. He called the fire department, which arrived in time to save the building.

The loss is estimated at \$250, of which \$200 is covered by insurance.

KING HURT WHEN HORSE FALLS

English Ruler Confined to Bed With Bruises.

By United Press.
LONDON, Oct. 29.—King George is confined to his bed as a result of bruises received in France yesterday, when the horse which he was riding, while inspecting the British troops, fell.

Columbians Exchange Houses.

A five-room house and 2 1/2 lots belonging to A. T. Hourigan in the Banks addition were traded yesterday to J. W. Vesser and P. H. Reed for a six-room house on Wilkes boulevard. Oler Hombs, who made the deal, said that the house and lots in the Banks addition were valued at \$1,200 and the house on Wilkes boulevard at \$2,000.